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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

11 ROBERT YASMEH,) Case No. 08cv0024 H (JMA)
12 Plaintiff,)
13 v.)
14 MICHAEL MUKASEY; Attorney General of) NOTICE OF MOTION AND MOTION TO
the United States; MICHAEL CHERTOFF,) DISMISS OR ALTERNATIVELY TO
Secretary of the Department of Homeland) REMAND TO UNITED STATES
Security; EMILIO T. GONZALEZ, Director of) CITIZENSHIP AND IMMIGRATION
the United States Citizenship and Immigration) SERVICES
16 Services; ALFONSO AGUILAR, Chief of) DATE: April 1, 2008
Citizenship, United States Citizenship and) TIME: 10:30 a.m.
17 Immigration Services; PAUL M. PIERRE,) CTRM: 2
District Director of the United States) Honorable Marilyn L. Huff
18 Citizenship and Immigration Services, San)
Diego, California; ROBERT S. MUELLER, III,) (No Oral Argument Required)
19 Director of the Federal Bureau of Investigation,)
20 Defendants.)

22 TO: PLAINTIFF ROBERT YASMEH and HIS ATTORNEY OF RECORD

23 PLEASE TAKE NOTICE that on April 1, 2008, at 10:30 a.m., or as soon thereafter as counsel
24 may be heard, in the courtroom of the Honorable Marilyn L. Huff, Defendants Michael Mukasey, et al.,
25 through their attorneys of record, Karen P. Hewitt, United States Attorney and Caroline J. Clark,
26 Assistant U.S. Attorney, will bring arguments on their Motion to Dismiss pursuant to Rules 12(b)(1) and
27 12(b)(6), Federal Rules of Civil Procedure, or Alternatively to Remand to U.S. Citizenship and

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1 Immigration Services. The motion is based upon the files and records of this case and the attached
2 memorandum of points and authorities.

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4 DATED: March 4, 2008

Respectfully submitted,

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KAREN P. HEWITT
United States Attorney

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s/ Caroline J. Clark

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CAROLINE J. CLARK
Assistant U.S. Attorney

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9 Attorneys for Defendants

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